IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 19061 of 2004

Between:

Sri Kondapeta Venkata Subba Reddy,
R/o. Kondapet Post, Chennur Mandal,
Cuddapah District.

..... PETITIONER

AND

1 The A.P.S.R.T.C. rep by its Chairman, and Managing Director, Musheerabad, Hyderabad.
2 The A.P.S.R.T.C. rep by its Regional Manager, Cuddapah Region, Cuddapah, Cuddapah District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, declaring the action of the 2nd respondent appointing the petitioner as conductor Gr.II afresh by its Proceedings No. PA/20A (85) 99-RM 'C' dated 25-9-1999 is illegal and against that order the appeal/representation filed by the petitioner before the 1st respondent is not disposed of is wholly illegal arbitrary, unjust and contrary to law and also violative of Article 14, 16 & 21 of the Constitution of India and consequently direct the 1st respondent to dispose of the appeal/representation filed by the petitioner as early as possible.

Counsel for the Petitioner:MS.B.MALLESWARI

Counsel for the Respondent No.: MR.P.VINAYAKA SWAMY

The Court made the following :

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ORDER:

Heard both sides and at their request the main Writ Petition itself is taken up for disposal.

This Writ Petition is filed for issuance of Writ particularly one in the nature of Writ of Mandamus declaring the action of the second respondent appointing the petitioner as Conductor Gr. II afresh by its proceedings No. PA/20A (85) 99-RM 'C' dated 25/9/1999.

The learned counsel appearing for the petitioner submitted that he filed an appeal/representation dated 28.3.2003 before the first respondent but the same is still pending consideration.

As the appeal/representation dated 28.3.2003 filed by the petitioner as against the impugned orders is still pending consideration before the first respondent, it is not necessary to go into the merits of the case and it would suffice in the interests of justice to direct the appeal/representation dated 28.3.2003 to be disposed of.

Accordingly, the Writ Petition is disposed of directing the first respondent to dispose of the representation/appeal dated 28.3.2003 filed by the petitioner within a

period of eight weeks form the date of receipt of a copy of this order and pass appropriate orders in accordance with law.

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30.12.2004

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To

1. The A.P.S.R.T.C. rep by its Chairman, and Managing Director, Musheerabad, Hyderabad.
2. The A.P.S.R.T.C. rep by its Regional Manager, Cuddapah Region, Cuddapah, Cuddapah District.
3. 2 CD copies.